



**STATE BOARD OF EDUCATION  
TRUSTEES OF BOISE STATE UNIVERSITY  
TRUSTEES OF IDAHO STATE UNIVERSITY  
TRUSTEES OF LEWIS-CLARK STATE COLLEGE  
BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO  
STATE BOARD FOR PROFESSIONAL-TECHNICAL EDUCATION  
TRUSTEES FOR THE IDAHO SCHOOL FOR THE DEAF AND THE BLIND**

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**APPROVED MINUTES  
STATE BOARD OF EDUCATION  
November 1, 2006  
SPECIAL Teleconference Meeting Originating From  
Len B. Jordan Building, Basement Conference Room  
Boise, Idaho**

A special meeting of the State Board of Education was held November 1, 2006 and originated from the basement conference room of the Len B. Jordan Building in Boise, Idaho. Board President Laird Stone convened the meeting at 9:00 a.m. with a roll call. Members present were:

Laird Stone, President  
Paul Agidius, Secretary  
Rod Lewis  
Sue Thilo

Milford Terrell, Vice President  
Blake Hall  
Karen McGee  
Marilyn Howard, State Superintendent

**OPEN SESSION**

**BOARDWORK**

1. Agenda Review

**M/S (Hall/Agidius) to accept the agenda as submitted.** *Motion carried unanimously.*

**STATE BOARD OF EDUCATION**

1. Approval of Pending Rule – Docket N. 08-0203-0605, Governing Thoroughness, High School Redesign

**M/S (Hall/Agidius): To change the amended portion of Subsection 107.04.b.iv that reads “the last two semesters of high school” so that it reads “the last year of high school.”**  
*Roll call vote taken; motion carried unanimously.*

**M/S (Thilo/McGee): To approve Docket N. 08-0203-0605, Governing Thoroughness, High School Graduation Requirements, as amended.** *Roll call vote taken; motion carried 7-0 (Terrell abstained because of his late arrival).*

Board member Thilo introduced this item. She noted that the changes made in Subsections 107.03 and 107.04 were based on public input. Board member Hall raised a question about the senior project requirement and Dr. Howard indicated that some transition time would be needed for senior projects to be successfully integrated into the high school graduation requirements because it would take time for all the disciplines to be included. Board member Thilo pointed out that during forums throughout the state positive comments had been received from those who were already using senior projects. On the other hand, feedback from stakeholders who hadn't incorporated senior projects into their graduation requirements were interested in having some best practices identified that could be used as models.

During the discussion, Dr. Mike Rush of the Division of Professional-Technical Education raised a point related to the math requirement. The Board agreed there needed to be clarification to avoid any confusion for schools operating on a trimester basis. It was noted that the intent of the rule is that the student take math in the last year of high school. Board member Agidius made a motion to amend subsection 107.04.b.iv so that the intent is clearly stated.

2. Approval of Pending Rule – Docket No. 08-0203-0606, Rules Governing Thoroughness, English Language Development Standards, Limited English Proficiency Program Accountability Plan, ISAT, and IELA Cut Scores

**M/S (Terrell/McGee): To approve Docket No. 08-0203-0606, Rules Governing Thoroughness, Incorporation by Reference, as presented.** *Roll call vote taken; motion carried 7-0 (Agidius not present during vote).*

Karen Echeverria of the Board Office staff introduced this item and noted that no changes had been made since it was approved as a proposed rule.

3. Approval of Pending Rule – Docket No. 08-0401-0601, Idaho Digital Learning Academy

**M/S (Terrell/Hall): To approve Docket No. 08-0401-0601, Rules Governing Idaho Digital Learning Academy, as presented.** *Roll call vote taken; motion carried unanimously.*

Karen Echeverria noted that the only change to the rule is the address for the Idaho Digital Academy. She pointed out that the law requires that such information be included in the rule itself.

4. Approval of Pending Rule – Docket No. 47-0102-0601, Extended Employment Services

**M/S (Thilo/Terrell): To approve Docket No. 47-0102-0601, Rules Governing Extended Employment Services, as presented.** *Roll call vote was taken; motion carried unanimously.*

Karen Echeverria reported that the majority of comments received regarding this rule were positive. She pointed out that a comment was received on October 31, 2006 from Marilyn Sword. In reviewing the summary of the public hearing held on October 11, 2006 it was noted that the same issue had been raised at that time as well.

Lynn Fischer, Extended Employment Specialist from the Division of Vocational Rehabilitation, was invited forward to clarify the changes made in the rules. She provided background for the Board related to the changes. It was noted that the changes appear in the Board agenda materials. Board member Thilo thanked Ms. Fischer.

## STATE DEPARTMENT OF EDUCATION

### A. Revisions to Docket No 08-0203-0602, Rules Governing Thoroughness: K-12 Content Standards

**M/S (Howard/Thilo): To approve the request of the State Department of Education to approve the Idaho Content Standards and the Idaho Alternative Achievement Standards as documented to be incorporated by reference into rule. Roll call vote taken; motion carried unanimously.**

Dr. Howard introduced this item. Dr. Patty Toney from the Department of Education discussed the changes. She explained that the language related to the gifted and talented program had been deleted by mistake at the time of the first reading. That language was reinserted for the second reading.

### B. Revisions to Docket No. 08-0202-0603, Rules Governing Uniformity: Educator Standards

**M/S (Howard/Thilo): To approve the revised Idaho Standards for Initial Certification of Professional School Personnel: Administrators, Bilingual-ESL, Early Childhood/Early Childhood Special Education Blended, Health, and Physical Education as corrected. Roll call vote taken; motion carried unanimously.**

Dr. Howard introduced this item and summarized the changes for the Board. She noted a need to make minor grammatical edits and clarified her motion to reflect that. Dr. Toney indicated that after the Professional Standards Commission looked at the English as Second Language standard it suggested changing the wording to read English as a New Language so it would more accurately depict the real picture. Board member Terrell asked for clarification. Dr. Toney and Dr. Howard explained that the term "English as a Second Language" had originally pertained to Hispanic students. Since there are now so many students coming to Idaho from all over the world and because a good portion of those students already speak more than one language, the term "English as a New Language" recognizes that fact.

### C. Revisions to Docket No. 08-0202-0604, Rules Governing Uniformity: Educator Endorsements

**M/S (Howard/Terrell): To approve the requests from the Professional Standards Commission for the amended rule for the certification requirements for administrators (district superintendents, building principals, and special education directors) and the revised endorsement requirements for teachers of bilingual-ESL, early childhood/early childhood special education blended, health, physical education and physical education-health. Roll call vote taken; motion carried unanimously.**

Dr. Howard introduced this item. Dr. Toney indicated that when the rule was approved by the Board last year it had included an Option A for drama. Somehow when the final draft was sent to the 2006 Legislature for approval, that language was missing. It has been reinserted in this draft so that when it goes to the 2007 Legislature the rule it is complete.

Board member Lewis asked about the endorsements for Mathematics and the qualifications for teachers. Dr. Howard explained that two endorsements help balance the federal requirement

with the state requirement. Dr. Toney noted that the math requirements were approved by the Board previously. She further explained that the two math endorsements ensure that teachers are able to teach according to the standards and that the preparation for both certificates is highly rigorous.

D. Revisions to Docket No. 08-0202-0602, Rules Governing Uniformity: General Education Requirements

**M/S (Howard/Thilo): To approve the request from the Professional Standards Commission for the amended rules for General Education Requirements, as defined in Attachment 1, for the following teaching Idaho certificates: Standard Elementary Certificate, Standard Secondary Certificate, Early Childhood/Early Childhood Special Education Blended Certificate and Exceptional Child Certificate.** *Roll call vote taken; motion carried unanimously.*

Dr. Howard introduced this item. She noted that there were no changes between the proposed and pending rule.

E. Revisions to Docket No. 08-0203-0604, Rules Governing thoroughness: Definition of At-Risk Youth

**M/S (Howard/Thilo): To approve a motion from the State Department of Education to approve the amended rule governing Alternative Secondary Programs to approve the amended rule governing Alternative Secondary Programs to include LEP students in the definition of “at-risk youth”.** *Roll call vote taken; motion carried unanimously.*

Dr. Howard introduced this item. It allows for Alternative Secondary Programs to include LEP students in the definition. Dr. Toney noted that no changes were made between the proposed and the pending rule.

F. Revisions to Docket No. 08-0202-0601, Rules Governing uniformity: School Bus Standards

**M/S (Howard/Thilo): To approve a Notice of Pending Rulemaking for publication in the December 6, 2006, Administrative Bulletin (Docket No. 08-0202-0601), to incorporate by reference “Standards for the Idaho School Buses and Operations – November 1st, 2006,) and the Pupil Transportation Reimbursement/Non-reimbursement Matrix, as part of the rulemaking process.** *Roll call vote taken; motion carried 7-1 (Terrell dissenting).*

Dr. Howard introduced this item. Ray Merical of the Department of Education staff discussed the rule. During the discussion Dr. Howard and Board member Thilo agreed to correct their motion so that the date would read November 1<sup>st</sup>.

Board member Lewis asked for clarification as to whether there are substantive changes being made. Mr. Merical explained that the rule is required to be updated every five years to align with national standards. The current changes adopt the national standards that changed took in 2005. Mr. Merical indicated that the only change between the proposed and pending rule had to do with clarification of color standards on the black paint used on the school bus.

Mr. Merical discussed the matrix and noted it serves as a guideline for the districts to help them determine what is and what is not a reimbursable expense. He explained that the updates to

the matrix resulted from input received during a series of workshops held throughout the state that included the districts' administrative staff and transportation personnel. In addition, the steering committee held lengthy discussions about what should be included in the matrix.

Board member Terrell discussed various concerns he had related to the cost of pupil transportation. He indicated his displeasure with those things in the rule that are not as well defined as he would like them to be. He noted he had not had time to fully review the rules.

Dr. Howard clarified that the SDE had, over the last six years, worked diligently to bring down the costs of pupil transportation. It was agreed by the districts and the transportation personnel that one way to make the system work better was to be very specific about what was and was not going to be covered in terms of pupil transportation in order to avoid confusion. Board member Terrell indicated that he would like to see caps on everything that is allowed.

During the discussion Karen Echeverria explained that if the rules are not approved by November 26 they cannot go forward to the 2007 Legislature for consideration or approval this year. Mr. Merical noted that the impact of not approving these rules at this time is that the pay issues coming out of the 2005 national standards would not be incorporated in Idaho's rules for another year.

Board member Lewis indicated that he was comfortable with the matrix and considered it to have fairly strong provisions. Board member Hall pointed out that if the concerns raised by Board member Terrell regarding clarity and costs do become an actual issue for the districts or the SDE, the Department of Education could come back next year to modify the rules.

G. Revisions to IDAPA 08-02.03, Rules Governing Thoroughness: Vacating of Physical Education Rules

**M/S (Howard/McGee): To approve vacating the Physical Education Standards, Docket No. 08-0203-0505, from rulemaking. Roll call vote taken; motion carried unanimously.**

Dr. Howard introduced this item. Karen Echeverria noted that the Board voted to not approve the PE standards at an earlier meeting. Therefore it is necessary to vacate that docket.

**OTHER / NEW BUSINESS**

**M/S (Terrell/Thilo): To adjourn the special meeting of the Board at 10:30 a.m. Roll call vote taken; motion carried unanimously.**